IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 27TH MARCH 2007 / 6TH CHAITHRA 1929

Crl.Rev.Pet.No. 1302 of 2007()

CRA.941/2006 of IVth ADDL.SESSIONS COURT, ERNAKULAM
CC.386/2003 of JUDL.MAGISTRATE OF FIRST CLASS, PARAVUR

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REVN. PETITIONER: APPELLANT/ACCUSED.

SAJEEV, S/O.PARAMESWARAN, AGED 48 YEARS,
VALLATTUTHARA VEEDU, VAVAKKAQDU KARA,
MOOTHAKUNNAM VILLAGE, PARAVUR TALUK,
ERNAKULAM DISTRICT.

BY ADV. SRI.P.A.ABDUL JABBAR
SRI.SHYAM K.L.

RESPONDENTS: RESPONDENTS/COMPLAINANT.

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1. CHARLS, S/O.ANTONY, POOKATTU VEEDU,
KADAPLATHURUTH KARA, MOOTHAKUNNAM VILLAGE,
PARAVUR TALUK, ERNAKULAM DISTRICT.

2. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 27/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU,J

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C.R.R.P.No.1302 OF 2007

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Dated this the 27th day of March, 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the Appellate Court, to undergo simple imprisonment for 15 days and to pay a compensation of Rs.1,60,000/- under Section 357 (3) Cr.P.C.

2. The counsel for the revision petitioner has only sought for modification of sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.1,60,000/- under Section 357(3) Cr.P.C and in default to undergo simple imprisonment for three months . The revision petitioner is granted six months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the Judicial First Class Magistrate Court, North Paravoor, on 26.09.2007 to receive sentence. NBW pending if any shall be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE

dvs